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 COUNCIL OF BETTER BUSINESS BUREAUS, INC.

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 8 IN THE UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 JEFFREY A. KAISER,  
 11 Plaintiff,  
 12 v.  
 13 BMW OF NORTH AMERICA, LLC, and  
 COUNCIL OF BETTER BUSINESS  
 14 BUREAUS, INC.,  
 15 Defendants.

CASE NO. C 12-01311 DMR

STIPULATION AND [REDACTED]  
 ORDER CONTINUING THE DEADLINE  
 FOR DEFENDANT COUNCIL OF  
 BETTER BUSINESS BUREAUS, INC.'S  
 REPLY BRIEF IN SUPPORT OF ITS  
 MOTION FOR LEAVE TO FILE ANTI-  
 SLAPP

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 17 **STIPULATION BETWEEN PLAINTIFF AND DEFENDANT BBB**

18 WHEREAS, on April 17, 2013, Defendant Council of Better Business Bureaus, Inc.  
 19 (“BBB”) filed a Motion for Leave to File an Anti-SLAPP Motion pursuant to California Code of  
 20 Civil Procedure §425.16;

21 WHEREAS, on April 24, 2013, the court set the BBB’s Motion for Leave for hearing on  
 22 May 30, 2013, with plaintiff’s opposition due May 1, 2013, and BBB’s reply brief due May 8, 2013;

23 WHEREAS, on May 6, 2013, the parties filed a Stipulation to continue the deadline for  
 24 BBB’s reply brief from May 8, 2013 to May 16, 2013 as the parties were working on drafting a  
 25 settlement agreement;

26 WHEREAS, on May 8, 2013, the court granted the continuance of BBB’s reply brief from  
 27 May 8, 2013 to May 16, 2013;

28 WHEREAS, the parties have finalized the terms of their Settlement Agreement, but are

1 awaiting approval from the Department of Consumer Affairs, Arbitration Certification Program  
2 (“ACP”) with regards to one of the settlement terms;

3 WHEREAS, BBB expects to hear back from ACP shortly such that the Settlement  
4 Agreement may be finalized and executed, and the parties thus agree and stipulate to continue the  
5 deadline for BBB to file its reply brief from May 16, 2013 to May 23, 2013.

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7 **It is so Stipulated:**

8 Dated: May 14, 2013 HAYES, SCOTT, BONINO, ELLINGSON & McLAY, LLP

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10 By: //S// Dara M. Tang  
11 STEPHEN A. SCOTT  
12 DARA M. TANG  
13 Attorneys for Defendant  
14 COUNCIL OF BETTER BUSINESS  
15 BUREAUS, INC.

16 Dated: May 14, 2013 KAISER GORNICK LLP

17 By: //S// Dennis J. Canty  
18 LAWRENCE J. GORNICK  
19 DENNIS J. CANTY  
20 Attorneys for Plaintiff  
21 JEFFREY A. KAISER

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~~PROPOSED~~ ORDER

Based on the Stipulation of the Parties, BBB's Reply Brief in Support of its Motion for Leave to File an Anti-SLAPP Motion will be due on May 23, 2013.

**IT IS SO ORDERED.**

Dated: May 14, 2013

  
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Honorable Donna M. Ryu